

Jonathan
Gorin/R2/USEPA/US
10/16/2012 03:13 PM

To: Frank Cardello
cc: "McGowan, Carrie", dmicnichol
bcc:
Subject: Fw: Tax map

Frank, sorry about the never ending questions on this, a new one - it seems like parts of the pipeline are and will be on Conrail property. See my e-mail to Mr Terbot and his response below.

I guess if he can show evidence that Conrail knows what they're up to, it's fine with us.

What do you think?

----- Forwarded by Jonathan Gorin/R2/USEPA/US on 10/16/2012 03:11 PM -----

From: Chuck_Terbot@praxair.com
To: Jonathan Gorin/R2/USEPA/US@EPA
Date: 10/16/2012 02:15 PM
Subject: Re: Fw: Tax map

Jon,

I have that same tax map. Praxair has ROW maintenance agreements in place with Conrail to keep the pipeline markers and appurtenances visible and refreshed. Historically the railroad would keep the vegetation cleared, but today any tracks that aren't in service are not addressed, so now the pipeline companies have to address this. For areas where there are operating tracks we file an entry permit request with the railroad to coordinate timing, flagmen, etc for any inspection or above grade work we need to do. Praxair performs waste disposal with reference to the RR property ID's. We have Shaw environmental do this. Praxair indemnifies the railroad for everything related to our pipelines, even if Conrail damages the lines.

In the area south of LCP the nitrogen line is on the edge of that sliver of Conrail property. Also, the proposed area for the new pipeline will be entirely on the LCP property. I have a legal metes and bounds for this sliver of property. It was part of a railroad project several years ago to bring the ethanol in to the Citgo terminal. I spent a lot of money on surveyors researching that problem to get it right.

However, the spur track from the Citgo terminal all the way up to the Chemical coast is exclusively leased by Conrail to LTT for 50 years. Any interruptions regarding to track operations have to be coordinated with them. We won't be interrupting their operations.

regards,

Charles E. Terbot, PMP
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Jonathan Gorin <Gorin.Jonathan@epamail.epa.gov>

10/16/2012 12:33 PM

To: Chuck_Terbot@praxair.com
cc: CMcGowan@ashland.com, "David McNichol"
<DMcNichol@ashland.com>
Subject: Fw: Tax map
ct

Hi Chuck, earlier today Dave, Carrie and I walked the area you want to clear. It doesn't look like there will be a problem with the vegetation clearing from a H&S standpoint. I'd like to oversee the work so it would be helpful if we could have that AOC signed before work begins, and also, ISP/Ashland wants the waste vegetation to go off-site as we discussed.

I don't think either one of those is a major issue. However, Dave and Carrie found a tax map (attached) that seems to indicate the area you're working on is owned by Conrail. That may be a big headache for you. I don't know if Conrail even knows about it, but i will have to let them know.

Jon

----- Forwarded by Jonathan Gorin/R2/USEPA/US on 10/16/2012 12:27 PM -----

From: "McGowan, Carrie" <CMcGowan@ashland.com>
To: Jonathan Gorin/R2/USEPA/US@EPA
Date: 10/16/2012 11:11 AM
Subject: Tax map

Jon,
As requested.
Carrie

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